

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

6

TITLE OF CASE	ATTORNEYS
<p align="center">THE UNITED STATES</p> <p align="center">vs.</p> <p>Earl Dean Drake and Gary Ray Miller</p> <p>(TRUE NAME: Gary Ray Michael)</p>	<p><i>For U. S.:</i></p> <p>James E. Ritchie</p> <p><i>For Defendant:</i></p> <p>Harold Charney (Ct. App.t)</p>

Michael-PROBATION
Drake-PROBATION

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 2-28-67	Clerk				
J.S. 3 mailed 2-21-67 (2)	Marshal				
Violation NMVTA	Docket fee				
Title 18					
Sec. 2312					

DATE	PROCEEDINGS
2-20-67	Defendants Earl Dean Drake and Gary Ray Miller present in person and represented by court appointed counsel. Defendant Gary Ray Miller pleas a true name of Gary Ray Michael. Defendants each waived indictment, waiver signed, approved and filed in open court. Information read and filed in open court. Information read and filed in open court, copies delivered to defendants. Defendants arraigned, and defendant Earl Dean Drake enters a plea of GUILTY. It is adjudged that the defendant Earl Dean Drake is hereby GUILTY as charged. Defendant Gary Ray Michael arraigned and enters a plea of GUILTY. Defendant Gary Ray Michael adjudged GUILTY as charged, and sentencing as to defendants hereby passed. (AEB-J)h
3-8-67	Defendants, Earl Dean Drake and Gary Ray Michael, each present in person and each represented by counsel. Judgment and Sentence- Earl Dean Drake (Age 23) Probation for a period of 2 years from this date pursuant to Y.C.A. T. 18, U.S.C.A. 5010(a), under the conditions that defendant get employment and avoid association with any known criminals (over)

DATE	PROCEEDINGS
<p>3-8-67</p> <p>3-8-67</p> <p>3-8-67</p> <p>3-8-67</p> <p>3-25-68</p> <p>3-25-68</p> <p>3-25-68</p> <p>3-25-68</p>	<p>Judgment and Sentence- Gary Ray Michael (Age 22)</p> <p>Placed on probation for a period of Two (2) years from this date, pursuant to F.Y.C. T. 18, USCA 5010(a), under the conditions that the defendant get employment and avoid association with any known criminals. (Allen E. Barrow-Judge)h</p> <p>Order of Probation as to defendant Earl Dean Drake, filed and entered. (AEB-J)h</p> <p>Order of Probation as to defendant Gary Ray Miller, filed and entered. (AEB-J)h</p> <p>Two c.c. of Order of Probation as to Earl Dean Drake delivered to U.S. Probation Officer. h</p> <p>Two.c.c. of Order of Probations as to Gary Ray Miller, delivered to U.S. Probation Officer. h</p> <p>Order of Discharge from probation of Gary Ray Miller, filed. (AEB-J) w</p> <p>Certificate of Vacation of Conviction of Gary Ray Miller, filed. (AEB-J) w</p> <p>Order of Discharge from Probation of Earl Dean Drake, filed. (AEB-J) w</p> <p>Certificate of Vacation of Conviction on Earl Dean Drake, filed. (AEB-J) w</p>

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE BENJAMIN B. BALLENGER FEDERAL BUILDING, TULSA, OKLAHOMA.
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 205
THE UNITED STATES
vs.
EARLDEAN DRAKE, &
*(Earl Dean Drake, true name)
GARY RAY MILLER.
*(Gary Ray Michael, true name)

Complaint filed on Jan. 30, 1967, by David L. Divan.
Official title Spec. Agt. F.B.I. charging violation of
United States Code, Title 18, Section 2312, on 1-28-67
19, at Tulsa, Okla. in the
division of the Northern district of Oklahoma
as follows: wilfully & knowingly transport in inter-
state commerce from Danville, Illinois, to
Osage County, Oklahoma, a stolen motor vehicle,
to-wit: 1964 Chevrolet Chevelle Convertible, VIN
45867K200721, bearing 66 Ill. License 696 299,
knowing same to be stolen.

WARRANTS OR SUMMONS ISSUED:

Date Jan. 30, 1967 Warrant/Summons for EARLDEAN DRAKE & GARY RAY MILLER.
to (name and title of officer) To Any U. S. Marshal or Any Authorized U.S. Officer (Name of defendant)
Substance of return Arrested by: Carl Gardner, U.S.D.M. FILED
Date Warrant/Summons for 16,734
to (name and title of officer) FEB 6 1967 (Name of defendant)
Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Ballenger NOBLE C. HOOD
Date Jan. 31, 1967 Arrested by Carl Gardner, U.S.D.M. on warrant of Benjamin B. Ballenger, U.S. District Court
U.S. Commissioner (Name of issuing officer)
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken Both defendant's presented, advised of charge filed against,
(Here insert with dates, when appropriate, a seriatim account of essential steps taken at hearing such as "complaint prepared,"
them, their right to be represented by counsel and a preliminary hearing.

If arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
Both defendant's Waived counsel for the purpose of this hearing and signed

If that is the fact; any adjournments taken, etc.
WAIVER. Both defendant's Waived Preliminary hearing. They were advised
their bonds fixed at \$1000.00 each. Upon their failure to post bond they
were remanded to custody of U. S. Marshal.

1-31-67: Court Appointed counsel for defendant's: Harold Charney, Atty.
Tulsa, Okla.

Outcome Held for Court Action.

Bail fixed Jan. 31, 1967, 19 Amount, \$ 1000.00 (each) Bonded 19, by cash
deposited by (name) Address
transmitted to clerk of district court 19 [or] by surety
(name) Address
(name) Address
justified by affidavit dated 19, [or] committed to Custody of U. S. Marshal who
on Jan. 31, 1967, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____Appearances for

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing_____names certified to United States Marshal for payment_____, 19____
Proceedings taken_____

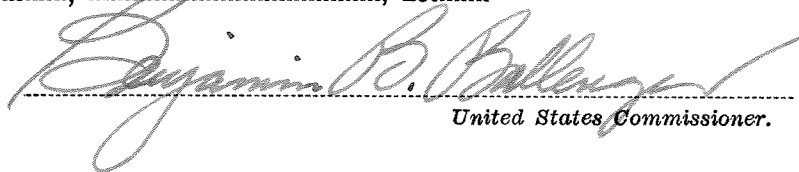
Outcome_____
Bail fixed_____, 19____ Amount, \$_____ Bonded_____, 19____, by cash

deposited by (name)_____ Address_____
transmitted to clerk of district court_____, 19____
[or] by surety (names)_____ Address_____
and_____ Address_____
who justified by affidavit_____, 19____ Committed to_____
on_____, 19____

Certified to be a correct transcript.

Made this 1st day of February, 19 67

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma Feb. 1st, 19 67


United States Commissioner.